

RCE *THW*

PTO/SB/30 (09-04)  
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## Request for Continued Examination (RCE) Transmittal

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Application Number	09/981,268
Filing Date	October 17, 2001
First Named Inventor	Peter W. Wenzel
Art Unit	2686
Examiner Name	Ismael C. Quinones
Attorney Docket Number	14485RRUS01U

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☐ Other \_\_\_\_\_

### 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

### 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☒ Deposit Account No. 50-2126. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e) | 03/29/2005 CCHAU1 00000047 09981268
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) | 01 FC:1801 790.00 DP
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	/Kevin L. Smith/	Date	March 22, 2005
Name (Print/Type)	Kevin L. Smith	Registration No.	38,620

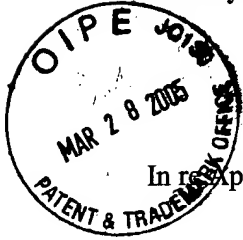
### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Signature		Date	March 22, 2005
Name (Print/Type)	Sherry L. Wolf McWhinnia		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Wenzel et al.

Serial No. 09/981,268

Filed: October 17, 2001

For: Home Agent Redundancy  
in a Cellular System

Group No.: 2686

Examiner: Ismael C. Quinones

**CERTIFICATE OF MAILING UNDER RULE 8**

I hereby certify that this correspondence is being deposited in the United States Mail under 37 C.F.R. § 1.8 with sufficient First Class Postage and is addressed to: Mail Stop RCE, Commissioner for Patents, Washington, D.C. 20231 on March 22, 2005.

By:   
Sherry L. Wolf McWhinnie

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE**  
**ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION**

Dear Sir:

In reply to the Final Office Action having a mailed date of October 22, 2004, Applicant requests the Examiner to enter this Amendment After Final and request reconsideration and withdrawal of all outstanding rejections culminating in allowance of the pending claims. Applicant requests non-entry of its "Amendment and Response to Final Office Action" filed February 22, 2005. Accompanying this Response is a Petition for a one-month extension of time.

**Amendment to the Specification – N/A.**

**Amendment to the Claims** being on page 2 of this paper.

**Amendment to the Drawings –N/A**

**Remarks** begin on page 7 of this paper.